

FILED BY
CITY COUNCIL

SEP 15 2003

Entered - 05/06/03 - sb
CL - 03L0310 - LISA CARTER

CLAIM OF: AMEX ASSURANCE COMPANY
as subrogee of Lisa Kirschenman
3500 Packerland Drive
De Pere, WI 54115-9034

03-R-0990

For damages alleged to have been sustained as a result of an automobile accident on December 8, 2002 at the intersection of 10th Street and Juniper Street.

BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **AMEX ASSURANCE COMPANY** the sum of **\$1,856.78** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for vehicular damages alleged to have been sustained as a result of an automobile accident on December 8, 2002 at the intersection of 10th Street and Juniper Street as is more particularly set forth in the within claim; said sum taken from and charged to account **1A01/529017/T31001**, Settlement of Suits and Claims, Department of Law.

APPROVED: LINDA K. DISANTIS
CITY ATTORNEY

BY: 
JERRY L. DELOACH
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

COMM: Public Safety

DATE: 7/1/03

CHAIR: [Signature]

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Hold

Filed 9-9-03

ATLANTA CITY COUNCIL PRESENT
SEP 15 2003
Linda K. Disantis

CERTIFIED
SEP 15 2003
R. L. DeLoach
MUNICIPAL CLERK

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 03L0310

Date: June 13, 2003

Claimant /Victim LISA M. KIRSCHENMAN

BY: (Atty) (Ins. Co.) Amex Assurance Company

Address: 3500 Packerland Drive De Pere, WI 54115-9034

Subrogation: X Claim for Property damage \$ 1,856.78 Bodily Injury \$ _____

Date of Notice: 04/29/03 Method: Written, proper X Improper _____

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 12/08/02 Place: Intersection of 10th Street and Juniper Street

Department Police Services Bureau: _____ Division: _____

Employee involved Daniel Genson, Jr. Disciplinary Action: No action taken

NATURE OF CLAIM: The driver of the city vehicle failed to exercise due regard and collided with another vehicle, causing the city vehicle to then strike the claimant's vehicle resulting in damages in the above amount.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others X Written _____ Oral X

Pictures X Diagrams _____ Reports: Police X Dept Report X Other _____

Traffic citations issued: City Driver _____ Claimant Driver _____

Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____

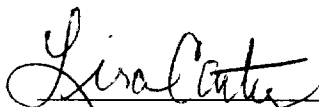
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable X

City not involved _____ Offer rejected _____ Compromise settlement _____

Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____

Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,



INVESTIGATOR - LISA CARTER

RECOMMENDATION:

Pay \$ 1,856.78 Adverse _____ Account charged: 1A01 X 2J01 _____ 2P01 _____

Claims Manager:  Concur/date 06-16-03

Committee Action: _____ Council Action _____

RCS# 5015
9/15/03
1:46 PM

Atlanta City Council

Regular Session

03-R-0990 CLAIM AMEX ASSURANCE CO/LISA KIRSCHENMAN
 AUTO ACCIDENT 12/8/02 10TH & JUNIPER
 FILE

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 2

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	B Martin	Y Norwood
Y Young	Y Shook	B Maddox	Y Willis
Y Winslow	Y Muller	NV Boazman	NV Woolard

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